IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

WP(C).No. 29656 of 2003(E)

PETITIONERS:

1. **SHEELA GEORGE,(HEADMISTRESS, ST.THOMAS L.P.SCHOOL VETTICKAL), W/O. JOSHI MATHEW, AGED 31 YEARS, EDAPPILLY MATTATHIL HOUSE, THIRUVANIYOOR P.O., PUTHENCRUZ.**

2. **SANDHYA .S. (HEADMISTRESS,S.P.V.L.P.S., PONNURUNI) W/O. P.K. SUNIL, AGED 27 YEARS, QUARTER NO. 208 A, JWALAGIRI, AMBALAMUGAL.**

3. **P.K.AMBIKA (HEADMISTRESS, L.P.S. ARAYENKAVU) W/O. E.S.MANOHARAN, AGED 42 YEARS, EDAVELIPARAMBIL, MULANTHURUTHY.**

4. **SHINI K.G. (HEADMISTRESS S.N.V.S.U.P. SCHOOL, EROOR) W/O. SETHURAJ P.P., AGED 35 YEARS, SETHU NIVAS, EROOR NORTH, TRIPUNITHURA.**

BY ADV. SRI.P.SATHISAN

RESPONDENTS:

1. **SECRETARY TO GOVERNMENT, EDUCATION DEPARTMENT, THIRUVANANTHAPURAM**

2. **THE DIRECTOR OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM**

3. **THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA AT THIRUVALLA P.O.**

4. **THE DISTRICT EDUCATIONAL OFFICER, ERNAKULAM.**

5. **THE ASSISTANT EDUCATIONAL OFFICER, TRIPUNITHURA.**

BY GOVERNMENT PLEADER SRI. K.V. MANOJKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE APPOINTMENT ORDER OF THE 1ST PETITIONER DTD. 1/06/99.

EXT.P2: COPY OF THE APPOINTMENT ORDER OF THE 2ND PETITIONER DTD. 1/05/01.

EXT.P3: COPY OF THE APPOINTMENT ORDER OF THE 3RD PETITIONER DTD. 31/03/99.

EXT.P4: COPY OF THE APPOINTMENT ORDER OF THE 4TH PETITIONER DTD. 1/04/99.

EXT.P5: COPY OF THE JUDGMENT IN THE HON'BLE COURT DTD. 09/04/2002.

EXT.P6: COPY OF THE REPRESENTATION OF THE 1ST PETITIONER DTD. 1/05/02.

EXT.P7: COPY OF THE REPRESENTATION OF THE 2ND PETITIONER DTD.1/05/02.

EXT.P8; COPY OF THE REPRESENTATION OF THE 3RD PETITIONER DTD. 1/05/02.

EXT.P9; COPY OF THE REPRESENTATION OF THE 4TH PETITIONER DTD. 1/05/02.

/TRUE COPY/

KSS

KURIAN JOSEPH, J.

W.P.(C) No.29656 of 2003

Dated 14th March, 2007.

J U D G M E N T

Petitioners claim that they are entitled to get the scale of pay attached to the post of Headmaster even without completing the required 15 years of service. Since their appointments are after 15.9.1988, they are not entitled to the benefits, as held by the Division Bench of this Court in **Annet D'Cunha v. State of Kerala** (2004(1) KLT 161). Therefore, the writ petition is dismissed.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 14th March, 2007.